

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC # DATE FILED: 5/13/08

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INDEMNITY INSURANCE COMPANY
OF NORTH AMERICA,
a/s/o NCR CORPORATION,

Plaintiff(s),

08 Civ. 0008 (LAP) (DFE)
This is an ECF case.
SCHEDULING ORDER

- against -
UNITED PARCEL SERVICE, INC.
and UPS SUPPLY CHAIN SOLUTIONS, INC.,
Defendants and Third-Party Plaintiffs,
- against -
BRITISH AIRWAYS PLC and CHINA AIRLINES, LTD.,
Third-Party Defendant(s).
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DOUGLAS F. EATON, United States Magistrate Judge

British Airways PLC and China Airlines, Ltd. must file an Answer or Motion by 5/27/08.

1. Any motion for leave to amend the pleadings or to add

parties must be served and filed by 6/20/08. On 9/4/08 at 9:30 a.m.,
Plaintiff must place a conference call to all the attorneys and me.

2. All fact discovery must be commenced in time to be
completed by 9/30/08

3. Any proposed expert witness who falls within the words of
Rule 26(a)(2)(B) must serve a report in strict compliance with that
Rule -- plaintiff's experts by 10/24/08, defendants' and third-party
experts by 11/30/08. These are also the deadlines
for identifying any person who may be used at trial to present
evidence under Rules 702, 703, or 705 of the Federal Rules of
Evidence. All expert discovery must be commenced in time to be
completed by 12/19/08

4. Any dispositive motion must be served and filed by

1/8/09. If the District Judge requires a pre-motion
conference, then this is the deadline to request such a conference.

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5. If (and only if) no dispositive motion has been made, the joint pre-trial order, in a format that complies with the trial Judge's individual rules, must be filed by 2/6/09 ;

Plaintiff must serve its sections of the pre-trial order by 1/15/09, defendants must serve their sections by 1/23/09, and third-party defendants must serve their sections by 1/30/09.

6. None of these deadlines will be extended except upon a showing of good cause. Any request for an extension must be made, by fax and by mail, at least one week before the deadline in question, and must state the other parties' positions concerning the proposed alternative date.

7. I will not "so order" any consent adjournment unless it complies with Paragraph 6 and tells me in writing the factual basis for the "good cause."

8. Pursuant to Rule 16(f), I may impose sanctions, including attorney's fees, if a party or a party's attorney fails to obey this scheduling order.



DOUGLAS F. EATON
United States Magistrate Judge

Dated: New York, New York
May 13, 2008